

5/29/2009

**Terry Mutchler, Executive Director
Commonwealth of Pennsylvania
Office of Open Records
Commonwealth Keystone Building
400 North Street, 4th Floor
Harrisburg, PA 17120**

Re: Right-to-Know Law Request No. 5310-09-003

Dear Mr. Mutchler,

As indicated in the May 21, 2009 denial I have made this request before. I would like to offer just a brief explanation for my determination in acquiring this record.

On January 31, 2003 Marks Contracting LTD set off two separate blasts that rocked my home causing severe damage.

I was home that morning and while still in shock after what had just happened I started to shoot a random video with my home camcorder. Not far into the investigation conducted by the Pottsville District Mining Office of the PA DEP I began to feel something was wrong with the investigation.

Desperately trying to find anything that would prove to DEP that there was in fact a second blast on January 31, 2003 I started to scrutinize this random video from January 31, 2003.

While shooting the construction company digging a trench for the sewer in an area where the DEP denied blasting took place, I saw orange explosive fuses being removed.

I purchased software that enabled me to transform the video into individual digital images; 29 frames for each second of video taken.

It was unmistakable that this construction company was removing explosive fuses from the ground; DEP was wrong. Realizing that DEP was conducting a corrupt investigation I created a Power Point Presentation that listed in chronological order the series of events before and after the removal of these illegal fuses. I left no room for error; this was the proverbial smoking gun. There was undocumented blasting done to my property on that day.

I sent a copy to several people within the PA DEP including the Pottsville District Mining Office. They still refused to change their determination despite this new evidence. After several communications with DEP and several years later it became apparent that DEP refused to acknowledge the existence of this evidence and refused to discuss the presentation sent to them.

I attempted to use my RTKL rights and have the PA DEP admit that they destroyed this crucial physical evidence. I asked for a copy; they refused and once again refused to

discuss if the evidence still existed. How can they refuse to send me something that I sent?

It is my belief that the PA DEP is refusing my RTKL request for a copy of this evidence because they are trying to protect their illegal and corrupt investigation. The PA DEP is not trying to protect the integrity of this investigation, there is none?

I am accusing Richard J. Lamkie, Chief Explosives and Safety; Richard Parsons; Dennis Whitaker, Esq. and Thomas Callaghan, P.G. with government corruption, fraud and conspiracy to obstruct justice in connection with this investigation.

Please investigate this record and the true motive for this denial. Do not let the Pottsville District Mining Office pervert the new RTKL as they have done for years in the past.

Sincerely,

Steven Dreyer

Enclosures

cc: John Hanger, Secretary, PA DEP
David G. Argall, 29th State Senatorial District
Robin M. Hittie, Chief Counsel State Ethics Commission
James P. Goodman, Schuylkill County District Attorney
Adam D. Aichele, Special Agent FBI
Thomas Callaghan, District Mining Manager PA DEP